

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

GARY ZDOLSHEK, et al.)	CASE NO. 1:02CV2338
)	
Plaintiffs,)	JUDGE KATHLEEN O'MALLEY
)	
v.)	MAGISTRATE JUDGE PATRICIA
)	A. HEMANN
ALSTON & BIRD L.L.P., et al.)	
)	
Defendants.)	

**PLAINTIFFS' AND DEFENDANTS ALSTON & BIRD LLP AND J. LYNN THORNEBURG'S
STIPULATION OF DISMISSAL OF THE COMPLAINT AND COUNTERCLAIM AGAINST
PLAINTIFF GARY ZDOLSHEK**

Plaintiffs and Defendants Alston & Bird LLP and J. Lynn Thorneburg (collectively, "the Alston & Bird Defendants") have settled this action. In accordance with their settlement, Plaintiffs and the Alston & Bird Defendants, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, stipulate and agree to: (1) Dismiss the Complaint in its entirety, with prejudice, against all Defendants, each party to bear their own respective costs and attorneys' fees; and (2) dismiss the Alston & Bird Defendants' Counterclaim against Plaintiff Gary Zdolshek, with prejudice, each party to bear their own respective costs and attorneys' fees.

Respectfully submitted,

/s/ Richard S. Mitchell
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IT IS SO ORDERED:

/s/ Hugh E. McKay
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Alston & Bird LLP and J. Lynn Thorneburg

JUDGE KATHLEEN O'MALLEY

CERTIFICATE OF SERVICE

I hereby certify that on December 30, 2003, a copy of the Plaintiffs' and Defendants Alston & Bird LLP and J. Lynn Thorneburg's Stipulation of Dismissal of the Complaint and Counterclaim Against Plaintiff Gary Zdolshek was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Richard S. Mitchell
RICHARD S. MITCHELL

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